PTO/SB/21 (04-07)

Approved for use through 09/30/2007. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/825,863 **TRANSMITTAL** Filing Date 4/16/2004 First Named Inventor **FORM** SCHMANSKI, DONALD Art Unit **Examiner Name** Joseph M. Pelham (to be used for all correspondence after initial filing) Attorney Docket Number

Total Number of Pages i	n This Submission			00730-2	1009.19	<u> </u>	
ENCLOSURES (OLD THE TAXABLE PROPERTY OF TAXABL							
Fee Transmittal Form  Fee Attached  ✓ Amendment/Reply  After Final  Affidavits/declaration(s)  Extension of Time Request  Express Abandonment Request  Information Disclosure Statement  Certified Copy of Priority Document(s)  Reply to Missing Parts/ Incomplete Application  Reply to Missing Parts  under 37 CFR 1.52 or 1.53		ENC	Drawing(s)  Licensing-related Papers  Petition  Petition to Convert to a Provisional Application Power of Attorney, Revoca Change of Correspondence Terminal Disclaimer  Request for Refund  CD, Number of CD(s)  Landscape Table on 6	e Address		After Allowance Communication to TC  Appeal Communication to Board of Appeals and Interferences  Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  Proprietary Information  Status Letter  Other Enclosure(s) (please Identify below):  rn Postcard	
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT							
Firm Name Thorpo North & Western LL B					· · · · · · · · · · · · · · · · · · ·		
Signature	Thorpe North & Western, LLP						
Printed name	JASON JONES, FOR:						
Chris	Christopher L. Johnson						
Date June 26, 2007				Reg. No.	46809		
CERTIFICATE OF TRANSMISSION/MAILING  I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:							
Signature Ason Jones, FOR!							

Christopher L. Johnson Date June 26, 2007 Typed or printed name

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PATENT APPLICATION Docket No.: 00736-21689.NP

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Donald W. Schmanski	<u>)</u>
Serial No.:	10/825,863	)
Filed:	April 16, 2004	) RESPONSE TO
Title:	BREAD IMPALING COOKING UTENSIL	) Office Action
Art Unit:	3742	)
Examiner:	Joseph Moore Pelham	)

Mail Stop Amendment Commissioner for Patents Post Office Box 1450 Alexandria, Virginia 22313-1450

## **AMENDMENT AND RESPONSE TO OFFICE ACTION**

## Dear Sir:

This communication is responsive to the Office Action mailed March 26, 2007 for the above-identified application for patent. In light of the amendments and remarks provided in each of the separate sections below, Applicant respectfully requests reconsideration of the application as the application is now in a condition for allowance.

## CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

DATE OF DEPOSIT: June 26, 2007